

HOUSE BILL No. 1228

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-26-2.

Synopsis: Proof of financial responsibility in an accident. Requires a law enforcement officer to perform certain duties with respect to a motor vehicle accident investigation, including impounding a motor vehicle for the failure to produce proof of financial responsibility.

Effective: July 1, 2009.

Hinkle

January 12, 2009, read first time and referred to Committee on Veterans Affairs and Public Safety.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1228

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-26-2-1.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2009]: **Sec. 1.5. (a) A law enforcement officer performing an**
4 **investigation under section 1 of this chapter shall request from the**
5 **operator or a passenger of each motor vehicle involved in the**
6 **accident proof of financial responsibility as required under**
7 **IC 9-25.**

8 **(b) If an operator or a passenger in the motor vehicle does not**
9 **comply with subsection (a), the law enforcement officer shall**
10 **immediately impound the motor vehicle unless the law**
11 **enforcement officer determines that immediately impounding the**
12 **motor vehicle is dangerous, impracticable, or otherwise**
13 **inadvisable.**

14 **(c) If the owner of the motor vehicle impounded under**
15 **subsection (b) does not:**

16 **(1) produce for the bureau the proof of financial responsibility**
17 **as required under IC 9-25; and**



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1 **(2) pay any costs related to the impoundment;**
 2 **within twenty (20) days after the motor vehicle is impounded, the**
 3 **motor vehicle is considered an abandoned vehicle subject to**
 4 **IC 9-22-1.**

5 SECTION 2. IC 9-26-2-2 IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2009]: Sec. 2. A law enforcement officer shall
 7 forward a written report of each accident investigated under section 1
 8 of this chapter to the state police department within twenty-four (24)
 9 hours after completing the investigation. The report must contain, if
 10 possible, the following information:

11 (1) The:

12 **(A) name and address of the owner and operator; and**

13 **(B) motor vehicle insurance policy number or certificate of**
 14 **self-insurance number from the bureau in satisfaction of**
 15 **the proof of financial responsibility requirements of**
 16 **IC 9-25;**

17 of each vehicle involved in the accident.

18 (2) The license number and description of each vehicle involved
 19 in the accident.

20 (3) The time and place the accident occurred.

21 (4) The name and address of each person injured or killed in the
 22 accident.

23 (5) The name and address of each witness to the accident.

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